



smith & hopen, p.a.

180 Pine Avenue North
Oldsmar, Florida
813.925.8505 Tel
813.925.8525 Fax
www.smithhopen.com

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INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Ronald E. Smith
Attn:	Michael A. Brown – Art Unit 3772	Client:	1320.02
Fax:	(571) 273-8300	Pages:	10 including coversheet
Phone:	(571) 272-4972	Date:	February 29, 2008
Re:	USSN: 09/682,353	CC:	Bailey Walsh & Co.

Urgent For Review Please Comment Please Reply Please Recycle

Dear Examiner Brown:

In response to the Office Action Summary mailed January 22, 2007, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated February 29, 2008 - (2 pages); and
- 2) Amendment C with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated February 29, 2008 - (7 pages).

Very respectfully,

Ronald E. Smith
USPTO Reg. No. 28,761

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FEB 29 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 09/682,353 Confirmation No. 8397
 Applicant : Richard M. Hall
 Filed : 08/24/2001
 TC/A.U. : 3772
 Examiner : Michael A. Brown
 Docket No. : 1320.02
 Customer No. : 21,901
 For : Obesity Treatment Aid

Transmitted to Central Fax at (571) 273-8300
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

- Transmitted herewith is a response for this application.

STATUS

- Applicant is an independent inventor.

EXTENSION OF TERM

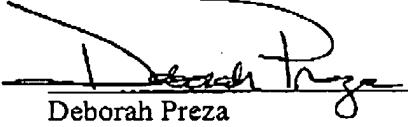
- The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATE OF FACSIMILE TRANSMISSION

(37 C.F.R. 1.8 (a))

I HEREBY CERTIFY that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 3764, Attn: Michael A. Brown, (571) 273-8300, on February 29, 2008.

Dated: February 29, 2008


 Deborah Preza

(Amendment Transmittal - Page 1 of 2)

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FEB 29 2008

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col.1)	(Col. 2)	(Col. 3) SMALL ENTITY		
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total 26	Minus 35	= 1	x \$25 =	\$25
Indep. 2	Minus 5	= 1	x \$105 =	\$100
First Presentation of Multiple Dependent Claim		+ \$185 = \$0		
		Total		
		Addit. Fee		\$125

- * If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3.
- ** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
- *** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

An additional fee for claims is required.

Very respectfully,

SIGNATURE OF PRACTITIONER

Ronald E. Smith
 Smith & Hopen, P.A.
 Customer No. 21, 901
 180 Pine Avenue North
 Oldsmar, Florida 34677

Reg. No. 28,761
 Tel. No.: (813) 925-8505

(Amendment Transmittal - Page 2 of 2)

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FEB 29 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Alexandria, VA 22313-1450

AMENDMENT C

Introductory Comments

Sir:

In response to the Office Action mailed January 22, 2008, having a shortened statutory period for response set to expire March 22, 2008, the above-identified application is amended a third time as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 7 of this paper.